

FINANCIAL LITIGATION UNIT

Garnishee.

On April 7, 2012, Defendant plead guilty to theft or embezzlement in connection with health care and wire fraud in violation of 18 U.S.C. §§ 669, 1324 [# 17]. On May 25, 2012, the Court entered a judgment against Defendant. Defendant was sentenced to two terms of 18 months of imprisonment to run concurrently, followed by 3 years of supervised release, and ordered to pay \$284,850.98 in assessment and criminal restitution [# 27]. On January 11, 2013, the Court modified

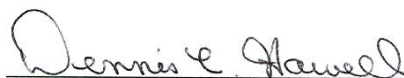
Defendant's term of imprisonment to two terms of 12 months and 1 day to run concurrently while retaining the original amount for assessment and criminal restitution [# 35].

On October 4, 2017, the Government moved for a writ of continuing garnishment as to Defendant's wages [# 38]. On October 5, 2017, the writ issued to The Metal Works, Defendant's employer. [# 40]. On October 6, 2017, the Government served the writ on The Metal Works as Garnishee and served of the notice of post-judgment garnishment on the Defendant. [# 41, # 42]. On October 20, 2017, Defendant's employer filed an Answer to the writ [# 43]. The Clerk of Court notified the Defendant that a request for a hearing must be made by written motion. On November 3, 2017, Defendant filed a pro se motion asking to transfer the garnishment proceeding to the District of South Carolina.

On November 17, 2017, the Court denied Defendant's Objection to Garnishment and Request for a Hearing [# 47]. Because this motion was denied, the Court does not find good cause at this time to transfer Defendant's garnishment to the District of South Carolina.

Therefore, the Court **DENIES** Defendant's Motion to Move Garnishment Proceeding to South Carolina [# 45].

Signed: November 21, 2017



Dennis L. Howell
United States Magistrate Judge

